

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

UNITED STATES OF  
AMERICA,

Plaintiff,

v.

D-4 DERRICK BIVINS,

Defendants.

Case No. 10-20421  
Hon. Terrence G. Berg

**ORDER DENYING AS MOOT DEFENDANT'S MOTION FOR  
RECOMMENDATION OF RESIDENTIAL REENTRY  
PROGRAM**

On December 10, 2018, Defendant Derrick Bivins filed two identical motions on different dockets. *See* 10-cr-20421, ECF No. 46; 10-cr-20397, ECF No. 311. The case numbered 10-cr-20421 was dismissed because the indictment was identical to the indictment filed in 10-cr-20397. 10-cr-20421 ECF No. 43. Case number 10-cr-20397, and Defendant's motion on that docket, is properly before Judge Mark A. Goldsmith. Defendant's identical motion filed on the docket of 10-cr-20421 is therefore **DENIED**.

**SO ORDERED.**

Dated: January 18, 2019

s/Terrence G. Berg

TERRENCE G. BERG

UNITED STATES DISTRICT JUDGE

### **Certificate of Service**

I hereby certify that this Order was electronically filed,  
and the parties and/or counsel of record were served on January  
18, 2019.

s/A. Chubb  
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Case Manager